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& PRESSER, P.C.**

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To: Examiner: Renee A. Danega

From: Thomas Spinelli

Group Art Unit: 3736

Registration No. 39,533

Fax: 571-273-8300

Pages:

Phone:

Date:

Re: USSN: 10/564,303

Filed: January 10, 2006

Inventor: Akio Uchiyama, et al.

Our Docket: 19476

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**


Attached for entry into the above application are:

1. AMENDMENT AND RESPONSE UNDER 37 C.F.R §1.111
2. Amendment Transmittal Letter (in duplicate)
3. Certificate of Facsimile Transmission

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AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 19476	
Applicant(s): Akio Uchiyama, et al.						
Application No. 10/564,303	Filing Date January 10, 2006	Examiner Renee A. Danega	Customer No. 23389	Group Art Unit 3736	Confirmation No. 8935	
Invention: IN-VIVO INFORMATION ACQUISITION AND IN-VIVO INFORMATION ACQUISITION APPARATUS SYSTEM						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	23 -	38 =	0	x \$52.00	\$0.00	
INDEP. CLAIMS	2 -	3 =	0	x \$220.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 191013 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Thomas Spinelli Registration No. 39,533 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza, Suite 300 Garden City, New York 11530 516-742-4343			Dated: 12/23/2008 <div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence </div>			
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No. 1349 P. 14/15

DEC 23 2008

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 19476	
Applicant(s): Akio Uchiyama, et al.						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/564,303	January 10, 2006	Renee A. Danega	23389	3736	8935	
Invention: IN-VIVO INFORMATION ACQUISITION AND IN-VIVO INFORMATION ACQUISITION APPARATUS SYSTEM						
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TOTAL CLAIMS	23	38	0	x \$52.00	\$0.00	
INDEP. CLAIMS	2	3	0	x \$220.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 191013 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
<div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 40%;">  Signature </div> <div style="width: 55%;"> Dated: 12/23/2008 </div> </div>						
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Thomas Spinelli Registration No. 39,533 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza, Suite 300 Garden City, New York 11530 516-742-4343 </div> <div style="width: 50%; border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence </div> </div>						
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PAGE 15/15 * RCVD AT 12/23/2008 4:32:16 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/32 * DNIS:2738300 * CSID:516 742 4366 * DURATION (mm-ss):02-00

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Akio Uchiyama, et al.

Examiner: Renee A. Danega

Serial No.: 10/564,303

Art Unit: 3736

Filed: January 10, 2006

Docket: 19476

For: IN-VIVO INFORMATION ACQUISITION
AND IN-VIVO INFORMATION
ACQUISITION APPARATUS SYSTEM

Dated: December 23, 2008

Conf. No.: 8935

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.111

Sir:

In response to an Office Action of the U.S. Patent and Trademark Office mailed on
September 26, 2008, please amend the subject application as follows:


Amendments to the Claims are reflected in the listing of claims which begins on page 2
of this paper.

Remarks begin on page 8 of this paper.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to (571)-273-8300 at
the Patent and Trademark Office on the date shown below.

Dated: December 23, 2008


Thomas Spinelli